## Allen, Dyer, Doppelt, Milbrath & Gilchrist, P.A.

----- INTELLECTUAL PROPERTY ATTORNEYS

255 South Orange Avenue • Suite 1401 • Orlando, FL 32801

Mail to: P. O. Box 3791 • Orlando, FL 32802-3791

tel: 407-841-2330 • fax: 407-841-2343

rwarther@addmg.com

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TO: <u>Examiner James R. Harvey (U.S. Patent and Trademark Office)</u>
CLIENT NUMBER: <u>28244-CON</u> (SERIAL NO. 10/647,681)
TELEPHONE: <u>571-872-2007</u> FAX: <u>703-872-9306</u>
FROM: RICHARD K. WARTHER, ESQUIRE
DATE: <u>March 25, 2005</u>
NUMBER OF PAGES (INCLUDING COVER SHEET):6
COMMENTS/INSTRUCTIONS:

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Attached is the Terminal Disclaimer, per your request.

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

AMMAR ET AL.

Examiner: J. Harvey

Serial No. 10/647,681

Filing Date: August 25, 2003

Confirmation No. 2905

Art Unit: 2833

For: SOLDERLESS METHOD FOR TRANSFERRING )

HIGH FREQUENCY, RADIO FREQUENCY )

SIGNALS BETWEEN PRINTED

CIRCUIT BOARDS

) VIA FAX: 703-872-9306

## SUBMISSION OF TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION OVER A PRIOR PATENT

VIA FACSIMILE ONLY: 703-872-9306

Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

RECEIVED **CENTRAL FAX CENTEF** MAR 2 5 2005

Sir:

Responsive to the telephone request from Examiner Harvey on March 25, 2005, Applicants submit a Terminal Disclaimer as requested by the Examiner. The signed Terminal Disclaimer is enclosed with this letter.

The filing of this Terminal Disclaimer should place the case in condition for allowance. If the Examiner has any questions or suggestions for placing the case in condition for allowance, the undersigned attorney would appreciate a telephone call.

Respectfully submitted,

RICHARD K. WARTHER

Reg. No. 32,180

Allen, Dyer, Doppelt, Milbrath

& Gilchrist, P.A.

255 S. Orange Avenue, Suite 1401

Post Office Box 3791 Orlando, Florida 32802

Phone: 407-841-2330

In re Patent Application of: AMMAR ET AL. Serial No. 10/647,681 Filing Date: August 25, 2003

## CERTIFICATE OF FACSIMILE

Julii Lala

I hereby certify that this correspondence is being sent via facsimile only to Examiner Harvey at facsimile number 703-872-9306 addressed to: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, on this \_\_\_\_\_\_\_\_ day of March, 2005.

## MAR 2 5 2005

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

AMMAR ET AL.

DEXAMINET: J. Harvey

Serial No. 10/647,681

Filing Date: August 25, 2003

Confirmation No. 2905

For: SOLDERLESS METHOD FOR TRANSFERRING DESCRIPTION OF TRANSFERRING DESCRIPTION OF TRANSFERRING DESCRIPTION DESCRIPT

# TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION OVER A PRIOR PATENT

VIA FACSIMILE ONLY: 703-872-9306

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Assignee, XYTRANS, INC., having a mailing address of 5422 Carrier Drive, Suite 201, Orlando, Florida 32819, verifies through its duly authorized representative that it is the owner of all right, title and interest in United States Patent Application Serial No. 10/647,681 (hereinafter "the '681 Patent Application") and has remained owner of all right, title and interest from the time of filing the original Assignment in the parent case, now U.S. Patent No. 6,625,881, to the present. The Assignment was recorded in the parent case on October 4, 2002, at Reel 013359, Frame 0820.

In re Patent Application of: AMMAR ET AL. Serial No. 10/647,681 Filing Date: August 25, 2003

Assignee hereby disclaims, except as provided below, the terminal part of any patent granted on the '681 Patent Application which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §154 to §156 and §173, and as the term of said prior patent is presently shortened by any terminal disclaimer, of U.S. Patent No. 6,625,881. Assignee hereby agrees that any patent so granted on the '681 Patent Application shall be enforceable only for and during such period that it and the '881 Patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the Grantee, its successors or assigns.

In making the above disclaimer, Assignee does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §154 to §156 and §173 of the prior patent, as the term of said prior patent is presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is

In re Patent Application of: AMMAR ET AL. Serial No. 10/647,681 Filing Date: August 25, 2003

in any manner terminated prior to the expiration of its full statutory term.

For submission on behalf of Assignee, the undersigned is the attorney of record.

The Commissioner is hereby authorized to charge the terminal disclaimer fee in the amount of \$65.00 to Deposit Account No. 01-0484.

Respectfully submitted,

RICHARD K. WARTHER Reg. No. 32,180

Allen, Dyer, Doppelt, Milbrath

& Gilchrist, P.A. 255 S. Orange Avenue, Suite 1401

Post Office Box 3791

Orlando, Florida 32802 Phone: 407-841-2330

Julie Lalan

### CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence is being sent via facsimile only to Examiner Harvey at facsimile number 703-872-9306 addressed to: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, on this \_\_\_\_\_\_\_ day of March, 2005.